

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**

In re:
ZETIA (EZETIMIBE) ANTITRUST
LITIGATION

MDL No. 2:18-md-2836

THIS DOCUMENT RELATES TO:
ALL ACTIONS

JOINT MOTION TO SEAL PORTIONS OF PRESENTATION SLIDES

Defendants Merck & Co., Inc., Merck Sharp & Dohme Corp., Schering-Plough Corp., Schering Corp., and MSP Singapore Co. LLC, and Defendants Glenmark Pharmaceuticals, Ltd. and Glenmark Pharmaceuticals Inc., USA, incorrectly identified as Glenmark Generics Inc., USA, (collectively, “Defendants”), by counsel, pursuant to Local Rule 5 of the Local Rules of Practice for the United States District Court for the Eastern District of Virginia (“Local Rules”) and direction of this Court, hereby move this Court for leave to file under seal: (1) Portions of Defendants’ Slides for Direct Purchaser Plaintiffs’ Motion For Class Certification (“Portions of Defendants’ DPP Slides”); (2) Portions of Defendants’ Presentation Slides for Dr. James Hughes Ph.D. for EPP Class Certification Hearing (“Portions of Defendants’ EPP Hughes Slides”); and (3) Portions of Defendants’ Presentation on Ascertainability for EPP Class Certification Hearing (“Portions of Defendants’ EPP Ascertainability Slides”). Each document was submitted to the

Court in connection with the class certification hearings held on May 1, 2020 for the above-captioned action, and Defendants request that portions of those materials be sealed pursuant to the Court's Minute Entry, dated May 4, 2020 (Dkt. 927). The grounds and authorities in support of this Motion are set forth in detail in the Memorandum in Support of the Motion to Seal, filed this same day. A Proposed Order is attached as **Exhibit 1**. Public Versions of the Portions of Defendants' DPP Slides, Portions of Defendants' EPP Hughes Slides, and Portions of Defendants' EPP Ascertainability Slides and Defendants' slides tendered at the Class Action Hearing entitled: "Defendants' Presentation on EPP Class Certification Legal Issues" are attached as **Exhibits 2-5**.

Dated: May 11, 2020

Respectfully submitted,

/s/ Stephen E. Noona

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identified as Glenmark Generics Inc., US

CERTIFICATE OF SERVICE

I hereby certify that on May 11, 2020, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will automatically send an email notification of such filing to all counsel of record who have filed an appearance.

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